

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

Public Services – M.A. & U.D. Department –Allegations of allowing unauthorised construction (Multi storied Commercial Complex) in D.No.47-14-11/A at Dwaraka Nagar Main Road, Visakhapatnam - Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of charges framed against Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired) – Enquiry conducted – Further action dropped - Orders - Issued.

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**MUNICIPAL ADMN & URBAN DEVELOPMENT (Vig.III) DEPARTMENT**

**G.O.Rt.No. 635,**

**Dated: 03/06/2010**

Read the following:

1. G.O.Rt.No.40, M.A. & U.D (Vig.III) Department, Dated: 07.01.2006.
2. From Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), Written Statement of Defence, Dated : Nil.
3. G.O.Rt.No.491, M.A.& U.D.(Vig.III) Department, Dated : 04.05.2006.
4. G.O.Rt.No.701, MA & U.D.(Vig.III) Department Dated : 16.05.2008.
5. From Smt.Chandana Khan, IAS., Commissioner of Inquiries & Inquiring Authority, D.O.Letter No.784/COI-CK/A4/2008, Dated : 09.02.2009.
6. Govt.Memo.No.18013/Vig.III/2005-14, M.A. & U.D. (Vig.III) Dept., Dated : 06.06.2009.
7. From Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam, (presently Retired), Written Explanation, Dated: 20.07.2009.

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**ORDER :**

In the reference 1<sup>st</sup> read above, Government have framed charges against Sri Syed Noor Saheb, Town Planning Supervisor, Municipal Corporation, Visakhapatnam, for allowing to raise the unauthorised construction (Multi storied Commercial Complex) in D.No.47-14-11/A at Dwaraka Nagar Main Road, Visakhapatnam.

2. In the reference 2<sup>nd</sup> read above, Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam, has submitted his Written Statement of Defence. After examination of the Written Statement of Defence, Government have appointed Sri S.Satyanarayana, Member, Commissionerate of Inquiries as Inquiry Authority to enquire into the matter, in the reference 3<sup>rd</sup> read above. Subsequently, the enquiry has been re-assigned to Smt.Chandana Khan, IAS., Commissioner of Inquiries, in the reference 4<sup>th</sup> read above.

3. In the reference 5<sup>th</sup> read above, the Inquiry Authority has submitted her report to Government, wherein she held that the charges against Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), cannot be very straight forward as he raised objections and worked under pressure and this has to be borne in mind while suggesting any punishment against him.

4. In the reference 6<sup>th</sup> read above, a copy of the Enquiry Report has been communicated to Sri P.Pradeep Kumar, the then Town Planning Assistant, Municipal Corporation, Visakhapatnam, in terms of Rule 21(2) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, for submission of his explanation on the findings of Inquiry Authority.

**(P.T.O.)**

5. In the reference 7<sup>th</sup> read above, Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), has submitted his Written Explanation, wherein in respect of the unauthorised construction, he has stated that, on 29-01-2004 he has submitted a note for issuing Notice under Section 466 requiring the applicant to stop the constructions which was not approved by ACP-II. Hence he could not be held responsible for the omission of the higher officer. This was recognized and appreciated by the Inquiry Officer and was found him not guilty. Further, he was requested the party to stop the construction and submit plans for approval. On 09-02-2004 and on 20-02-2004, the party has come up with a plea that they have an approved plan and constructed the building to certain extent but the same was rejected and the party was requested to submit plans and apply afresh. At one stage of the case he has demolished the violated portions. These facts were proved by recorded evidence during the Inquiry and this itself is an enough proof that he never misleads the higher officers and this fact was recognized and appreciated by Inquiry Officer as evidence from the Inquiry Report. He has further submitted that with the present case he did not get any pensionary benefits and was forced to bear with mental agony and financial troubles since his retirement i.e., on 30.4.2006 onwards, notwithstanding his unblemished long service. While submitting the above, he has requested the Government to drop the disciplinary action against him, in the matter.

6. Government, after careful examination of the entire matter, observe that, keeping in view of the findings of the I.A. that the charges cannot be straight forward against Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), as he raised objections and has worked under pressure. In the light of the above, Government decided to exonerate Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), from the charges and to drop further action against him, in the matter.

7. Accordingly, Government hereby exonerates Sri Syed Noor Saheb, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), from the charges and drop further action against him, in the matter.

8. The Director of Town & Country Planning, Hyderabad, shall take further necessary action, accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**T.S.APPA RAO**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To

**Sri Syed Noor Saheb**, the then Town Planning Supervisor, Municipal Corporation, Visakhapatnam (presently Retired), through the Director of Town & Country Planning, Hyderabad.

**Copy to :**

**The Director of Town & Country Planning**, Hyderabad.

**The Commissioner**, Greater Visakhapatnam Municipal Corporation, Visakhapatnam.

**The Secretary**, A.P.Vigilance Commission.

**SF/SCs**

//FORWARDED :: BY ORDER//

**SECTION OFFICER**

